

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

DAVID FIKE,

Plaintiff,

vs.

CHARLES E. THORTON, PRODUCTS  
UNLIMITED, INC., COVENANT  
TRANSPORT, INC.;

Defendants.

**8:12CV113**

**ORDER**

This matter is before the court on defendants' motion in limine, [Filing No. 61](#). Defendants submit a brief in support and an index in support of this motion. [Filing Nos. 62](#) and [63](#). This case involves a car accident wherein plaintiff was injured when he was pinned between the back of his empty trailer and the back of the full Products Unlimited trailer. The court has carefully reviewed the motion in limine, including requests "A" through "O." The plaintiff has not responded to this motion. The court finds the majority of these requests can be determined during the trial as the evidence is presented. Accordingly, the court will not rule on those motions at this time. However, any statements regarding insurance coverages are generally not admissible at trial. See [Fed. R. Evid. 411](#). So, absent a compelling circumstance, the court will grant the motion in limine as to insurance coverages. The court will likewise grant the motion as to the police report made by the Omaha Police Department, as it appears to be inadmissible hearsay under [Fed. R. Evid. 802](#), and it contains information about Unlimited's insurance coverage. All other issues may be raised at trial, if indeed they

arise, and the court will determine what is relevant at that time. See [Fed. R. Evid. 401-403](#).

THEREFORE, IT IS ORDERED that defendants' motion in limine, [Filing No. 61](#), is granted in part and denied in part as set forth herein.

Dated this 30th day of January, 2014.

BY THE COURT:

s/ Joseph F. Bataillon  
United States District Judge

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